

The Court has considered Defendant City of East Cleveland's Motion for Reconsideration as an Objection to the Report and Recommendation and found it to be meritless. Therefore, the Court adopts in part the Report and Recommendation (Doc.# 18), dismisses the case without prejudice for failure to prosecute and sanctions defense counsel for the City of East Cleveland \$250 for repeated failure to obey the Orders of the Court. Defense counsel falsely asserted that the Court failed to timely provide dial-in information for the telephonic CMC; has provided no explanation for failing to contact chambers or update her contact information in order to participate in the conference; and falsely asserts that Plaintiff had not been served and therefore counsel reasonably believed the conference would not go forward. Defense counsel's explanations are factually incorrect in an attempt to deliberately mislead the Court.

IT IS SO ORDERED.

Dated: 8/22/2018

S/Christopher A. Boyko
CHRISTOPHER A. BOYKO
UNITED STATES DISTRICT JUDGE